

**UNITED STATES DISTRICT COURT**

EASTERN DISTRICT OF CALIFORNIA

GARY FRANCIS FISHER,

Plaintiff,

v.

FEDERAL BUREAU OF  
INVESTIGATION, et al.,

Defendants.

Case No. 1:13-cv-00414-LJO-SAB

ORDER GRANTING APPLICATION TO  
PROCEED IN FORMA PAUPERIS

ECF NO. 14

and

ORDER DIRECTING PAYMENT OF INMATE  
FILING FEE BY CALIFORNIA DEPARTMENT  
OF CORRECTIONS

Plaintiff Gary Dale Fisher ("Plaintiff") is a state prisoner proceeding pro se in this action against Defendant Federal Bureau of Investigation ("Defendant"). Plaintiff has requested leave to proceed in forma pauperis pursuant to 28 U.S.C. § 1915. (ECF No. 14.) Plaintiff has made the showing required by § 1915(a) and accordingly, the request to proceed in forma pauperis will be granted. Plaintiff is obligated to pay the statutory filing fee of \$350.00 for this action. 28 U.S.C. § 1915(b)(1). Plaintiff is obligated to make monthly payments in the amount of twenty percent of the proceeding month's income credited to plaintiff's trust account. The California Department of Corrections is required to send to the Clerk of the Court payments from plaintiff's account each time the amount in the account exceeds \$10.00, until the statutory filing fee is paid in full. 28 U.S.C. § 1915(b)(2).

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1 In accordance with the above and good cause appearing therefore, IT IS HEREBY  
2 ORDERED that:

- 3 1. Plaintiff's application to proceed in forma pauperis is GRANTED;
- 4 2. The Director of the California Department of Corrections or his designee shall  
5 collect payments from plaintiff's prison trust account in an amount equal to twenty  
6 percent (20%) of the preceding month's income credited to the prisoner's trust  
7 account and shall forward those payments to the Clerk of the Court each time the  
8 amount in the account exceeds \$10.00, in accordance with 28 U.S.C. § 1915(b)(2),  
9 until a total of \$350.00 has been collected and forwarded to the Clerk of the Court.  
10 The payments shall be clearly identified by the name and case number assigned to  
11 this action;
- 12 3. The Clerk of the Court is directed to serve a copy of this order and a copy of  
13 Plaintiff's in forma pauperis application on the Director of the California  
14 Department of Corrections, via the court's electronic case filing system  
15 (CM/ECF);
- 16 4. The Clerk of Court is directed to serve a copy of this order on the Financial  
17 Department, U.S. District Court, Eastern District of California, Fresno Division;  
18 and
- 19 5. Within sixty (60) days of the date of service of this order, Plaintiff shall submit a  
20 certified copy of his/her prison trust account statement for the six-month period  
21 immediately preceding the filing of the complaint, if Plaintiff has not already done  
22 so.

23 IT IS SO ORDERED.

24  
25 Dated: June 17, 2013

26   
27 UNITED STATES MAGISTRATE JUDGE  
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